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2 **UNITED STATES DISTRICT COURT**  
3 **DISTRICT OF NEVADA**  
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5 UNITED STATES OF AMERICA,

6 Plaintiff,

7 v.

8 JEFFREY TALLEY, *et al.*,

9 Defendants.  
10

Case No. 2:09-CR-00355-KJD-LRL

**ORDER**

11 Before the Court is the United States' Motion to Dismiss the Claim of Transport Designs,  
12 Inc., Pursuant to Rule 12 (B)(6), Federal Rules of Civil Procedure (#153). The United States moved  
13 to dismiss the claim filed by Transport Designs, Inc., (hereinafter, "Transport Designs") in  
14 connection with an ancillary proceeding for forfeiture of a customized motor home as it relates to the  
15 above-captioned criminal case on June 15, 2011. Transport Designs has not filed any opposition.  
16 Local Rule 7-2(d) provides that failure to oppose a motion "constitute[s] a consent to granting of the  
17 motion."

18 Accordingly, **IT IS HEREBY ORDERED** that United States' Motion to Dismiss the Claim  
19 of Transport Designs, Inc., Pursuant to Rule 12 (B)(6), Federal Rules of Civil Procedure (#153) is  
20 **GRANTED.**

21 DATED this 2nd day of September 2011.  
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25 Kent J. Dawson  
26 United States District Judge